

Message Text

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ACTION IO-13

INFO OCT-01 ADP-00 AF-10 ARA-11 EA-11 EUR-25 NEA-10 RSC-01

OIC-04 ACDA-19 GAC-01 EB-11 DOTE-00 CIAE-00 DODE-00

PM-09 H-02 INR-10 L-03 NSAE-00 NSC-10 PA-03 PRS-01

SS-15 USIA-12 RSR-01 /183 W
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TO SECSTATE WASHDC 9112

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C O N F I D E N T I A L GENEVA 2046

E. O. 11652: GDS

TAGS: PFOR, UN

SUBJECT: DEFINITION OF AGGRESSION COMMITTEE: WORKING GROUP
MEETING MAY 2

1. BEGIN SUMMARY. IN INITIAL MEETING MAY 2, WORKING GROUP (WG) DECIDED ON ORGANIZATION OF WORK AND BEGAN " RAPID" FIRST READING OF LAST YEAR' S WG REPORT. LENGTHY DISCUSSION OF " GENERAL DEFINITION OF AGGRESSION" REVEALED NO MOVEMENT FROM POSITIONS TAKEN LAST YEAR. SMALL " CONTACT GROUP" ESTABLISHED TO CONSIDER BRACKETED LANGUAGE IN GENERAL DEFINITION AND LANGUAGE PROPOSED LAST YEAR REFERRING TO " TERRITORIAL WATERS AND AIRSPACE". SOVIETS INDICATED INTENTION TABLE NEW PROPOSAL ON SUBJECT OF " WEAPONS OF MASS DESTRUCTION".
END SUMMARY.

2. ORGANIZATION OF WORK. WG ACCEPTED CHAIRMAN' S SUGGESTION TO BEGIN WORK BY CONDUCTING " RAPID" FIRST READING OF LAST YEAR' S WG REPORT (A/8719, ANNEX II), PROCEEDING ACCORDING TO SUBDIVISIONS THAT REPORT. WE POINTED OUT EXTENSIVE OVERLAP AMONG VARIOUS SUBDIVISIONS AND SUGGESTED POSSIBLE ALTERNATIVE ORGANIZATION OF SUBJECT MATTER. SINCE OUR SUGGESTION ELICITED LITTLE SUPPORT, WE JOINED CONSENSUS
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BEHIND CHAIRMAN'S PROPOSAL BUT RESERVED RIGHT TO DISCUSS
RELATED SUBJECTS AT APPROPRIATE TIME.

3. GENERAL DEFINITION OF AGGRESSION. REVIEW OF BRACKETED
LANGUAGE IN GENERAL DEFINITION REVEALED NO MOVEMENT FROM
LAST YEAR'S POSITIONS. WE AND OTHER CO- SPONSORS OF SIX-
POWER DRAFT INSISTED ON RETENTION OF WORDS " HOWEVER EXERTED",
POINTED OUT CLOSE RELATIONSHIP BETWEEN THIS PROBLEM AND
INDIRECT USE OF FORCE, AND SUGGESTED FURTHER DISCUSSION THIS
LANGUAGE BE POSTPONED PENDING RESOLUTION OF INDIRECT USE
OF FORCE PROBLEM. NON- ALIGNED AND EES ARGUED STRONGLY
FOR DELETION OF WORDS, BUT AGREED TO POSTPONEMENT.

4. SOVEREIGNTY. ROMANIA AND NON- ALIGNED ARGUED FOR
RETENTION OF " SOVEREIGNTY" IN GENERAL DEFINITION, WHILE
SOVIETS ARGUED TERM " UNNECESSARY", SINCE " SOVEREIGNTY" AND
" POLITICAL INDEPENDENCE" IDENTICAL. ON STATED ASSUMPTION
THAT NO DELEGATION WAS PROPOSING ANYTHING NOT ALREADY COVERED
BY UN CHARTER, WE QUESTIONED WISDOM OF DEVIATING FROM
CHARTER LANGUAGE AND AGREED WITH WG CHAIRMAN THAT PROBLEM
MIGHT BE DEALT WITH BY APPROPRIATE STATEMENT IN REPORT OF
COMMITTEE. AFTER LENGTHY, UNPRODUCTIVE DISCUSSION (WHICH
DRAGGED INTO AFTERNOON SESSION) GROUP AGREED ESTABLISH SMALL
" CONTACT GROUP" TO ATTEMPT RESOLVE PROBLEM.

5. TERRITORIAL WATERS. SPAIN AND ECUADOR ARGUED STRONGLY
FOR INCLUSION OF EXPLANATORY STATEMENT RE TERRITORIAL
WATERS AND AIR SPACE (WG REPORT, P 14) IN TEXT OF DEFINITION.
CHAIRMAN SUGGESTED AS ALTERNATIVE THAT REPORT OF WG
SIMPLY INDICATE " UNANIMOUS" AGREEMENT OF GROUP THAT TERM
" TERRITORIAL INTEGRITY" INCLUDES TERRITORIAL WATERS AND
AIR SPACE. WE SUPPORTED CHAIRMAN'S SUGGESTION THAT PROBLEM
BE DEALT WITH ONLY IN REPORT BUT SAID OUR WILLINGNESS TO
INCLUDE ANY STATEMENT ON THIS SUBJECT EVEN IN REPORT WOULD
DEPEND ON SPECIFIC FORMULATION. WG AGREED TO REFER THIS
PROBLEM TO SAME CONTACT GROUP. COMMENT: WE BELIEVE
FORMULATION ALONG FOLLOWING LINES MIGHT BE ACCEPTABLE,
AND, IF DEPT CONCURS, WE WOULD PROPOSE IT FOR INCLUSION
IN COMMITTEE REPORT: " THE CONCEPT OF " TERRITORIAL INTEGRITY"
IS CONSIDERED TO INCLUDE THE RIGHTS OF STATES UNDER INTER-
NATIONAL LAW WITH RESPECT TO THEIR TERRITORIAL SEAS AND
AIRSPACE" END COMMENT.

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6. WEAPONS OF MASS DESTRUCTION. WG COMPLETED FIRST
READING OF GENERAL DEFINITION LATE IN DAY AND TURNED TO LIST
OF AGGRESSIVE ACTS. RE BRACKETED LANGUAGE IN SUB- PARA (B),
SOVIET REP INDICATED HE CONTINUED OPPOSE REFERENCE TO
WEAPONS OF MASS DESTRUCTION IN THIS PART OF DEFINITION.

HOWEVER, HE SAID USSR AGREED WITH 13 RE PARTICULAR GRAVITY
OF USE OF THESE WEAPONS AND HE PROMISED TABLE NEW PROPOSAL
ON THIS SUBJECT AT WG MEETING MAY 3 AM. COMMENT: WE
ANTICIPATE PROPOSAL ALONG LINES OF SOVIET NON- USE- OF- FORCE
ITEM AT 27 TH GA. REQUEST DEPT REPEAT FOR OUR BACKGROUND
INFO ANY GUIDANCE THIS SUBJECT SENT USUN AT THAT TIME
WHICH DEPT FEELS MIGHT BE USEFUL. END COMMENT. BASSIN

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